

*(Authorised English Version)*

**THE RAJASTHAN FINANCE BILL, 2024**

(To be introduced in the Rajasthan Legislative Assembly)

A

*Bill*

*further to amend the Rajasthan Stamp Act, 1998, the Rajasthan Electricity (Duty) Act, 1962, the Rajasthan Goods And Services Tax Act, 2017 and the Rajasthan Value Added Tax Act, 2003 in order to give effect to the financial proposals of the State Government for financial year 2024-25.*

Be it enacted by the Rajasthan State Legislature in the Seventy-fifth Year of the Republic of India, as follows:-

**CHAPTER I**  
**PRELIMINARY**

**1. Short title.-** This Act may be called the Rajasthan Finance Act, 2024.

**2. Declaration under section 3, Rajasthan Act No. 23 of 1958.-** In pursuance of section 3 of the Rajasthan Provisional Collection of Taxes Act, 1958 (Act No. 23 of 1958) it is hereby declared that it is expedient in the public interest that provisions of clauses 4, 6, 7, 10, 14, 15, 16, 17 and 18 of this Bill shall have immediate effect under the said Act.

**CHAPTER II**

**AMENDMENT IN THE RAJASTHAN STAMP ACT, 1998**

**3. Amendment of section 2, Rajasthan Act No. 14 of 1999.-** In section 2 of the Rajasthan Stamp Act, 1998 (Act No. 14 of 1999), hereinafter in this Chapter referred to as the principal Act, for the existing clause (xxxvi), the following shall be substituted, namely:-

"(xxxvi) "Stamp" means any mark, seal or endorsement made electronically or otherwise by any agency or person duly authorised by the State Government, and includes an adhesive or impressed stamp, for the purpose of duty chargeable under this Act;"

**4. Amendment of section 3, Rajasthan Act No. 14 of 1999.-** In section 3 of the principal Act, for the existing provision "Subject to the provisions of this Act and the exemptions contained in the Schedule, the following instruments shall be chargeable with duty of the amount indicated in the Schedule as the proper duty therefore respectively, that is to say,-

- (a) every instrument mentioned in that Schedule, which, not having been previously executed by any person, is executed in the State on or after the date of commencement of this Act;
- (b) every instrument mentioned in that Schedule, which, not having been previously executed by any person, is executed out of the State on or after the said date, relates to any matter or thing done or to be done in the State and is

received in the State, or relates to any property situate in the State:", the following shall be substituted, namely:-

"(1) Subject to the provisions of this Act and the exemptions contained in the Schedule, the following instruments shall be chargeable with duty of the amount indicated in the Schedule as the proper duty therefore respectively, that is to say,-

- (a) every instrument mentioned in that Schedule, which, not having been previously executed by any person, is executed in the State on or after the date of commencement of this Act;
- (b) every instrument mentioned in that Schedule, which, not having been previously executed by any person, is executed out of the State on or after the said date, relates to any matter or thing done or to be done in the State and is received in the State, or related to any property situate in the State.

(2) Notwithstanding anything contained in this Act, in case the insured person resides in the State of Rajasthan or as the case may be, insured property is situated in the State of Rajasthan, the stamp duty payable on the instrument of insurance shall be chargeable in the State of Rajasthan:".

**5. Amendment of section 30, Rajasthan Act No. 14 of 1999.-** In section 30 of the principal Act, for the existing sub-section (2) the following shall be substituted, namely:-

"(2) Without prejudice to the generality of sub-section (1), in the case of instruments relating to immovable property, the market value of which is required to be determined for the purpose of calculating the Stamp duty, the instrument shall fully and truly set forth all the particulars which may be prescribed by rules made under this Act.".

**6. Amendment of section 39, Rajasthan Act No. 14 of 1999.-** In sub-clause (ii) of clause (a) of the proviso to section 39 of the principal Act, the existing expression "or twenty five percent of the deficient stamp duty, whichever is higher," shall be deleted.

**7. Amendment of section 44, Rajasthan Act No. 14 of 1999.-** In sub-clause (ii) of clause (b) of sub-section (1) of the section 44 of the principal Act, the existing expression "or twenty five percent of the deficient stamp duty, whichever is higher," shall be deleted.

**8. Amendment of section 52-B, Rajasthan Act No. 14 of 1999.-** In sub-section (1) of section 52-B of the principal Act, the existing expression "either erroneous or" shall be deleted.

**9. Amendment of section 58, Rajasthan Act No. 14 of 1999.-** In clause (d) of section 58 of the principal Act, for the existing expression "the stamp used for an instrument executed by any party thereto", the expression "the stamp used for an instrument executed by any party or parties thereto" shall be substituted.

**10. Amendment of Schedule, Rajasthan Act No. 14 of 1999.-** In the Schedule of the principal Act,-

(i) in Article 1,-

- (a) for the existing expression "a debt exceeding twenty rupees", appearing under Column No. 1, the expression "a debt exceeding ten thousand rupees" shall be substituted;
- (b) for the existing expression "Ten rupees", appearing under Column No. 2, the expression "Five hundred rupees" shall be substituted;

(ii) in Article 2, for the existing expression "Two percent of the value of the bond" appearing under Column No. 2, the expression "Five hundred rupees" shall be substituted;

(iii) in Article 5,-

- (a) in clause (a), for the existing expression "Ten rupees" appearing under Column No. 2 the expression "Zero" shall be substituted;
- (b) in clause (b), for the existing expression "Subject to a maximum of two hundred rupees, ten rupees for every Rs. 10,000/- or part thereof, of the value of the security or share." appearing under Column No. 2, the expression "Two hundred rupees." shall be substituted;
- (c) in second proviso of clause (e), for the existing expression "clause (eee) of Article 44" appearing under Column No. 2, the expression "clause (f) of Article 44" shall be substituted;
- (d) in sub-clause (i) of clause (ff), for the existing expression "Two rupees and fifty paise for every rupees 1,000 or part thereof on the amount agreed in the contract subject to minimum of rupees 100." appearing under Column No. 2, the expression "0.25% of the amount agreed in the contract subject to minimum of rupees 100." shall be substituted;
- (e) in sub-clause (ii) of clause (ff), for the existing expression "Five rupees for every rupees 1,000 or part thereof on the amount agreed in the contract." appearing under Column No. 2, the expression "0.5% of the amount agreed in the contract." shall be substituted;

(iv) for the existing Article 8, the following shall be substituted, namely:-

"	<b>8. Appraisement or valuation</b> made otherwise than under an order of the court in the course of a suit.	Three hundred rupees.	;"
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(v) in Article 9, for the existing expression "Forty rupees", appearing under Column No. 2, the expression "Zero" shall be substituted;

(vi) for the existing Article 13, the following shall be substituted, namely:-

" <b>13. Award</b> , that is to say, any decision in writing by an arbitrator or umpire not being an award directing a partition, on a reference made otherwise than by an order of the court in the course of a suit:	
(a) If the property, which is the subject matter of award, is immovable property;	The same duty as on a conveyance [No. 21(i)] on the market value of such property or consideration, whichever is higher.
(b) If the property, which is the subject matter of award, is movable property.	0.5% on the market value of such property or consideration, whichever is higher.

;"

(vii) in Article 15, for the existing expression "The same duty as on Bond (No. 14) for the same amount", appearing under Column No. 2, the expression "Zero" shall be substituted;

(viii) for the existing Article 16, the following shall be substituted, namely:-

" <b>16. Cancellation of Instruments-</b>	
(a) Cancellation of any instrument previously executed on which stamp duty has been paid as per any article of the Schedule and not otherwise specifically provided for by the Schedule-	
(i) if executed within one month	One thousand rupees.
(ii) if executed after one month	Same duty as on the original instrument if such cancellation has the effect of re-conveyance of property already conveyed by the original instrument: Provided that, if the original instrument is a conveyance on sale, then the stamp duty payable on such cancellation instrument is, as per Article 21 (i), on the market value of the property as on the date of execution of such cancellation.
(b) Cancellation of any instrument executed by or on behalf of a Local Authority or other Authority constituted by or under any law for the time being in force or a body	One hundred rupees.

corporate wholly owned or controlled by the Central Government or the State Government;	
(c) in any other case.	Five hundred rupees.

(ix) in Article 19, for the existing expression "Fifty rupees", appearing under Column No. 2, the expression "Zero" shall be substituted;

(x) in Article 21,-

(a) in clause (iii), the existing expression "or cancelled" appearing under Column No. 2 shall be deleted;

(b) for the existing clause (iv), the following shall be substituted, namely:-

" (iv) if relating to Transferable Development Rights (TDR)-	
(a) when TDR certificate is issued in favour of land owner in lieu of the land surrendered by him;	Five hundred rupees.
(b) when TDR certificate is transferred to another person.	Two percent on the market value of the Transferable Development Rights equal to the market value of the corresponding portion of the property leading to such Transferable Development Rights, which is the subject matter of conveyance; or two percent on consideration for such conveyance; whichever is higher.

(c) after clause (iv) so amended, the following new clauses shall be added, namely:-

" (v) Assignment of debt in respect of performing assets.	0.25 percent of the amount of debt.
(vi) Assignment of debt in respect of non-performing assets.	6 percent of the amount of debt.

(xi) for the existing Article 22, the following shall be substituted, namely:-

" <b>22. Copy or extract</b> certified to be a true copy or extract, by or by order of any public officer and not chargeable under the law for the time being in force relating to court fees.	One hundred rupees.
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(xii) for the existing Article 23, the following shall be substituted, namely:-

" <b>23. Counterpart or duplicate</b> of any instrument chargeable with duty and in respect of which the proper duty has been paid.	One hundred rupees
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(xiii) in Article 26, for the existing expression "Ten rupees", appearing under Column No. 2, the expression "One hundred rupees" shall be substituted;

(xiv) in Article 27, for the existing expression "Fifty rupees." appearing under Column No. 2, the expression "Zero." it shall be substituted;

(xv) in Article 35-A,-

(a) for the existing clause (b), the following shall be substituted, namely:-

" (b) Licence relating to arms or ammunitions on following Forms as set out in Schedule III to the Arms Rules, 2016:-	
(i) Form VIII	Ten thousand rupees
(ii) Form VIII-A	Five thousand rupees
(iii) Form IX	Ten thousand rupees
(iv) Form IX-A	Five thousand rupees
(v) Form XIV	Fifteen thousand rupees

;"

(b) for the existing clause (d), the following shall be substituted, namely:-

" (d) Renewal of licence relating to arms or ammunitions on following Forms as set out in Schedule III to the Arms Rules, 2016:-	
(i) Form VIII	Three thousand rupees
(ii) Form VIII-A	Two thousand rupees
(iii) Form IX	Three thousand rupees
(iv) Form IX-A	Two thousand rupees
(v) Form XIV	Five thousand rupees

;"

(xvi) for the existing clause (c) of Article 37, the following shall be substituted, namely:-

"	(c) When a collateral or auxiliary or additional or substituted security or by way of further assurance for the above mentioned purpose where the principal or primary security is duly stamped.	The same duty as on a bond (No. 14) for the amount secured by such deed.	;"
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(xvii) the existing Article 38 shall be deleted;

(xviii) for the existing Article 41, the following shall be substituted, namely:-

"	<b>41. Order of land use change or conversion-</b> Order of land use change or conversion issued under the Rajasthan Urban Areas (Change of Land Use) Rules, 2010 or the Rajasthan Land Revenue (Conversion of agricultural land for non-agricultural purposes in rural areas) Rules, 2007 or under any other relevant rules.	Five thousand rupees.	;"
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(xix) for the existing Article 44, the following shall be substituted, namely:-

"	<b>44. Power of Attorney-</b> (as defined by section 2 (xxx), not being a proxy,-		
	(a) when executed for the sole purpose of procuring the registration of one or more documents in relation to a single transaction or for admitting execution of one or more such documents [as per section 33 of Registration Act, 1908 (Act No. 16 of 1908)];	Five hundred rupees for each document.	
	(b) when authorising the attorney to sell or transfer any immovable property and is made irrevocable generally or irrevocable for a certain period;	The same duty as on conveyance (No. 21) for the amount of the consideration or market value of the property, whichever is higher.	

(c) when creating any interest or right in immovable property by authorising the attorney to retain or use the consideration for the benefit of himself;	The same duty as on conveyance (No. 21) for the amount of the consideration or market value of the property, whichever is higher.
(d) when given for consideration and authorising the attorney to transfer or sell any immovable property;	The same duty as on conveyance (No. 21) for the amount of the consideration or market value of the property, whichever is higher.
(e) When power of attorney is given without consideration to transfer or sell immovable property to—	
(i) the father, mother, brother, sister, wife, husband, son, daughter, grandson or grand-daughter of the executant;	Two thousand rupees.
(ii) any other person.	Two percent of the market value of the property, which is the subject matter of power of attorney:  <b>Provided that</b> the stamp duty paid on such power of attorney shall at the time of execution of a conveyance in pursuance of such power of attorney subsequently be adjusted towards the total amount of duty chargeable on the conveyance if such conveyance deed is executed within three years from the date of power of attorney.
(f) when given to promoter or developer by whatever name called, for construction on, or development of, or sale or transfer (in any manner whatsoever) of, any immovable property;	The same duty as on conveyance (No. 21) on the market value of the property:  <b>Provided that</b> the provisions of section 51 shall, <i>mutatis mutandis</i> , apply to such an instrument of power of attorney as they apply to a conveyance under that section :  <b>Provided further that</b> when



	proper stamp duty is paid under clause (e) of Article 5 on an agreement or memorandum of an agreement executed between the same parties and in respect of the same property, the duty chargeable under this clause shall be rupees one hundred.
(g) when given in any other case.	Five hundred rupees for each person authorised.
<p><b>N.B.-</b> The term 'Registration' includes every operation incidental to registration under the Registration Act, 1908 (Act No. 16 of 1908).</p> <p><b>Explanation.-</b> For the purpose of this Article more persons than one when belonging to the same firm, company or any other legal entity shall be deemed to be one person.</p>	

;"

(xx) in Article 45, for the existing expression "Ten rupees", appearing under Column No. 2, the expression "One hundred rupees" shall be substituted;

(xxi) in Article 46, for the existing expression "Ten rupees", appearing under Column No. 2, the expression "Zero" shall be substituted;

(xxii) for the existing Article 47, the following shall be substituted, namely:-

" <b>47. Re-conveyance of mortgaged Property.</b>	Five hundred rupees.
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(xxiii) for the existing Article 50, the following shall be substituted, namely:-

" <b>50. Security Bond or Mortgage-deed,-</b>	Subject to a minimum of rupees one thousand, half (0.5) percent of the amount secured.
(i) executed by way of security for the due execution of an office, or to account for money or other property, received by virtue thereof; or	
(ii) executed by a surety to secure the due performance of a contract or the due discharge of a liability; or	
(iii) executed by any person as a guarantor for the purpose of guaranteeing the repayment of loan or debt; or	
(iv) executed by any company or corporate body as a guarantor for the purpose of guaranteeing the repayment of loan or debt.	

**Exemption:** Bond or other instrument when executed,—

- (a) by any person for the purpose of guaranteeing that the local income derived from private subscriptions to a charitable dispensary or hospital or any other object of public utility shall not be less than a specified sum per mensem;
- (b) by agriculturists taking advances from the Government or by their sureties as security for the re-payment of such advances;
- (c) by officers of Government or their sureties to secure the due execution of an office or the due accounting for money or other property received by virtue thereof.

;"

(xxiv) after Article 50 so amended and before the existing Article 51, the following new Article shall be inserted, namely:-

" <b>50-A. Security receipts</b> issued under sub-sections (1) and (2) of section 7 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (Central Act No. 54 of 2002).	0.25 percent of the amount of Net Asset Value.
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(xxv) in sub-clause (i) of clause (b) of the Article 51, the existing expression "The same duty as on Bond (No. 14) for a sum equal to the amount settled or the market value of the property concerned as set forth in the instrument of revocation, but not exceeding fifty rupees." appearing under Column No. 2, the expression "Five hundred rupees." shall be substituted;

(xxvi) in Article 53, for the existing expression "Ten rupees.", appearing under Column No. 2, the expression "Zero." shall be substituted;

(xxvii) in Article 54, for the existing expression "One hundred rupees.", appearing under Column No. 2, the expression "Five hundred rupees." shall be substituted;

(xxviii) in sub-clause (b) of clause (A) of the Article 56, for the existing expression "The same duty as on bond (No. 14) for a sum equal to the amount or value of the property concerned but not exceeding sixty rupees." appearing under Column No. 2, the expression "Five hundred rupees." shall be substituted;

(xxix) in clause (B) of the Article 56, for the existing expression " The same duty as on bond (No. 14) for a sum equal to the amount or value of the property concerned but not exceeding fifty rupees." appearing under Column No. 2, the expression "Five hundred rupees." shall be substituted;

(xxx) in Article 57, for the existing expression "Ten rupees.", appearing under Column No. 2, the expression "Zero." shall be substituted.

### CHAPTER III

#### AMENDMENT IN THE RAJASTHAN ELECTRICITY (DUTY) ACT, 1962

**11. Insertion of new section 8B, Rajasthan Act No. 12 of 1962.-** After the existing Section 8A and before the existing section 9 of the Rajasthan Electricity (Duty) Act, 1962 (Act No.12 of 1962), the following new section 8B shall be inserted, namely:-

**“8B. Rebate on electricity duty in certain cases.-** Notwithstanding anything contained in this Act, where the State Government is of the opinion that it is expedient in the public interest so to do, it may, by notification in the Official Gazette, and subject to such conditions as may be specified therein, allow, whether prospectively or retrospectively, a rebate upto the full amount of electricity duty to such consumers as may be specified in the notification.”.

### CHAPTER IV

#### AMENDMENT IN THE RAJASTHAN GOODS AND SERVICES TAX ACT, 2017

**12. Amendment of section 2, Rajasthan Act No. 9 of 2017.-** For the existing clause (61) of section 2 of the Rajasthan Goods and Services Tax Act, 2017 (Act No. 9 of 2017), hereinafter referred to as the principal Act, the following shall be substituted, namely:—

"(61) "Input Service Distributor" means an office of the supplier of goods or services or both which receives tax invoices towards the receipt of input services, including invoices in respect of services liable to tax under sub-section (3) or sub-section (4) of section 9, for or on behalf of distinct persons referred to in section 25, and liable to distribute the input tax credit in respect of such invoices in the manner provided in section 20;".

**13. Amendment of section 20, Rajasthan Act No. 9 of 2017.-** For the existing section 20 of the principal Act, the following shall be substituted, namely:—

**"20. Manner of distribution of credit by Input Service Distributor.-** (1) Any office of the supplier of goods or services or both which receives tax invoices towards the receipt of input services, including invoices in respect of services liable to tax under sub-section (3) or sub-section (4) of section 9, for or on behalf of distinct persons referred to in section 25, shall be required to be registered as Input Service Distributor under clause (viii) of section 24 and shall distribute the input tax credit in respect of such invoices.

(2) The Input Service Distributor shall distribute the credit of State tax or integrated tax charged on invoices received by him, including the credit of State or integrated tax in respect of services subject to levy of tax under sub-section (3) or sub-section (4) of section 9 paid by a distinct person registered in the same State as the

said Input Service Distributor, in such manner, within such time and subject to such restrictions and conditions as may be prescribed.

(3) The credit of State tax shall be distributed as State tax or integrated tax and integrated tax as integrated tax or State tax, by way of issue of a document containing the amount of input tax credit, in such manner as may be prescribed."

**14. Insertion of new section 122A, Rajasthan Act No. 9 of 2017.-** After the existing section 122 and before the existing section 123 of the principal Act, the following new section shall be inserted, namely:—

**"122A. Penalty for failure to register certain machines used in manufacture of goods as per special procedure.-** (1) Notwithstanding anything contained in this Act, where any person, who is engaged in the manufacture of goods in respect of which any special procedure relating to registration of machines has been notified under section 148, acts in contravention of the said special procedure, he shall, in addition to any penalty that is paid or is payable by him under Chapter XV or any other provisions of this Chapter, be liable to pay a penalty equal to an amount of one lakh rupees for every machine not so registered.

(2) In addition to the penalty under sub-section (1), every machine not so registered shall be liable for seizure and confiscation:

Provided that such machine shall not be confiscated where—

- (a) the penalty so imposed is paid; and
- (b) the registration of such machine is made in accordance with the special procedure within three days of the receipt of communication of the order of penalty."

## **CHAPTER V**

### **AMENDMENT IN THE RAJASTHAN VALUE ADDED TAX ACT, 2003**

**15. Amendment of section 3, Rajasthan Act No. 4 of 2003.-** In section 3 of the Rajasthan Value Added Tax Act, 2003 (Act No. 4 of 2003), hereinafter in this Chapter referred to as the principal Act, for the existing sub-section (2), the following shall be substituted, namely:-

"(2) Notwithstanding anything contained in sub-section (1) a dealer other than those specified in clause (a) of sub-section (1) or the dealer or class of dealers as may be notified by the State Government, who purchases goods from a registered dealer of the State and sells, such goods or goods manufactured from such goods within the State, may opt for payment of tax on his turnover, at the rate as may be notified under

sub-section (3) of section 4, subject to the condition that annual turnover of such dealer does not exceed-

- (i) rupees fifty lacs, in case of a dealer specified in clause (b) of sub-section (1); and
- (ii) rupees seventy five lacs, in case of other dealers."

**16. Amendment of section 4, Rajasthan Act No. 4 of 2003.-** In section 4 of the principal Act,-

- (i) in sub-section (1), for the existing expression "and shall be levied on the taxable turnover of sale of goods specified in Schedule III to Schedule VI at the rate mentioned against each of such goods in the said Schedules", the expression "and shall be levied on the taxable turnover of sale of goods specified in Schedule I at the rate mentioned against each of such goods in the said Schedule" shall be substituted.;
- (ii) in sub-section (2), for the existing expression "in Schedule-III to Schedule VI of the Act", the expression "in Schedule I of the Act" shall be substituted;
- (iii) in sub-section (5), for the existing words "Schedules" and "Schedule", the expression "Schedule I" shall be substituted.

**17. Amendment of section 8, Rajasthan Act No. 4 of 2003.-** In section 8 of the principal Act,-

- (i) for the existing sub-section (1), the following shall be substituted, namely:-

"(1) Notwithstanding anything contained in this Act, where the State Government is of the opinion that it is necessary or expedient in the public interest so to do, it may, by notification in the Official Gazette, exempt fully or partially, whether prospectively or retrospectively from tax the sale or purchase of any goods, without any condition or with such condition as may be specified in the notification.";

- (ii) The existing sub-section (2) shall be deleted.

**18. Amendment of Schedules, the Rajasthan Act No. 4 of 2003.-** For the existing Schedules I, II, III, IV, V and VI and entries thereto, if any, of the principal Act, the following Schedules and entries thereto shall be substituted, namely:-

**"SCHEDULE I**

[See sub-section (5) of section 4]

**Goods Taxable at following Rates**

<b>S.No.</b>	<b>Description of Goods</b>	<b>Rate of Tax (%)</b>	<b>Condition, if any</b>
<b>1.</b>	<b>2.</b>	<b>3.</b>	<b>4.</b>
1.	High and light speed diesel oil	17.30	
2.	Petrol	29.04	
3.	Aviation turbine fuel (ATF)	26	
4.	Petroleum Crude	5	
5.	Natural Gas in Liquefied or Gaseous state	10	
6.	Compressed Natural Gas (CNG)	10	
7.	Piped Natural Gas (PNG)	10	
8.	Country Liquor	10	
9.	Foreign Liquor, Indian Made Foreign Liquor and Beer.	30	
10.	Goods not covered in above entries	5.5	

**SCHEDULE II**

[See sub-section (3) of section 8]

**Exemption to Persons or Class of Persons**

<b>S.No.</b>	<b>Exemptions to person or Class of persons</b>	<b>Conditions, if any</b>
1.	United Nations Organization and its constituent agencies	
2.	Foreign Diplomatic Missions and their diplomats	
3.	Aviation turbine fuel to any Airlines establishing 'HUB' in the State	
4.	(i) Canteen Stores Department, or (ii) Regimental or Unit-run Canteens attached to Military units.	
5.	Rajasthan State Road Transport Corporation	
6.	Indian Railways	

7.	Rajasthan Rajya Vidyut Utpadan Ltd., Rajasthan Rajya Vidyut Prasaran Ltd., Ajmer Vidyut Vitaran Nigam Ltd., Jaipur Vidyut Vitaran Nigam Ltd., Jodhpur Vidyut Vitaran Nigam Ltd.	
8.	Airlines which for the first time connect cities of the State having no air service	
9.	Registered Flying Clubs set up for training	
10.	BSF canteens in Rajasthan	
11.	Dealers having license for retail off, issued by the Excise Department, Government of Rajasthan.	
12.	(i) Jaipur City Transport Service Limited (ii) Ajmer City Transport Service Limited	
13.	CISF canteens in Rajasthan	
14.	CRPF canteens in Rajasthan	
15.	Registered dealers selling High and Light Speed Diesel Oil in the State	
16.	M/s. Rajasthan State Beverages Corporation Limited, Jaipur	
17.	Registered dealers selling Aviation Turbine Fuel to any airline which operates commercial flights in and/or from the state of Rajasthan	
18.	Dealers having license for retail sale of country liquor issued by the Excise Department, Government of Rajasthan.	
19.	Registered dealers having retail outlets of petroleum companies	
20.	Registered dealers selling Aviation Turbine Fuel at RCS Airports located within the State to airline operator which operates RCS Flights as defined in "Regional Connectivity Scheme –UDAN" issued by Ministry of Civil Aviation , Government of India	
21.	Registered dealers selling High Speed Diesel to manufacturers and works contractors and those engaged in mining, who are registered under the Rajasthan Goods and Service Tax Act, 2017(Act No.9 of 2017)	
22.	M/s Rajasthan State Ganganagar Sugar Mills Ltd.	
23.	Foreign Liquor, Indian Made Foreign Liquor and Beer, when sold to the dealers/persons not having retail off licenses issued by the Excise Department, Government of Rajasthan	
24.	Registered dealers selling Aviation Turbine Fuel to Flying Training Organisations and Aircraft type training Organisations approved by the Directorate General of Civil Aviation operating in the State of Rajasthan	

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## **STATEMENT OF OBJECTS AND REASONS**

### **1. THE RAJASTHAN STAMP ACT, 1998**

Clause (xxxvi) of section 2 of the Rajasthan Stamp Act, 1998 is proposed to be amended to include every mark, seal, or endorsement made in pursuance of payment of stamp duty through electronic mode, within the definition of "Stamp".

Section 3 of the Rajasthan Stamp Act, 1998 is proposed to be amended so as to make clear provisions regarding payment of the stamp duty on insurance policies in the State of Rajasthan where insured person or property is situated in the State of Rajasthan.

Sub-clause (ii) of clause (a) of the proviso to section 39 and sub-clause (ii) of clause (b) of sub-section (1) of the section 44 of the Rajasthan Stamp Act, 1998 are proposed to be amended so as to delete the condition of charging minimum penalty of twenty five percent of the deficient stamp duty.

Sub-section (1) of section 52-B of the Rajasthan Stamp Act, 1998 is proposed to be amended so as to delete the existing expression "either erroneous or".

Clause (d) of section 58 of the Rajasthan Stamp Act, 1998 is proposed to be amended so as to make the existing provisions explicit regarding refund of spoiled stamps where instruments is executed either by one party or both parties.

With a view to rationalize the rates as well as simplify the method of calculation of stamp duty on the instruments of Acknowledgement, Administration Bond, Appraisement or valuation, Copy or extract, Counterpart or duplicate, Delivery order in respect of goods, Mortgage by way of collateral, auxiliary, additional, substituted security or by way of further assurance, Protest of Bill or Note, Re-conveyance of mortgaged property, Revocation of Settlement relating to religious or charitable purpose, Surrender of lease and Trust without disposition of property or revocation of trust, the respective Articles 1, 2, 8, 22, 23, 26, 37(c), 45, 47, 51, 54 and 56 of the Schedule to the Rajasthan Stamp Act, 1998 are proposed to be amended.

With a view to give relief from stamp duty on the instruments of Apprenticeship deed, Divorce instrument, and Mortgage of a crop, the respective Articles 9, 27 and 38 of the Schedule to the Rajasthan Stamp Act, 1998 are proposed to be amended.

As the instruments relating to ships like Bottomry Bond, Charter party, Protest by the master of a ship, Respondentia bond, Shipping order and Warrant for goods are rarely used in the State of Rajasthan therefore the respective Articles 15, 19, 46, 49, 53 and 57 of the Schedule to the Rajasthan Stamp Act, 1998 are proposed to be amended so as to exempt the stamp duty on these instruments.

The existing provisions of Article 41 of the Schedule to the Rajasthan Stamp Act, 1998 relating to Note of protest by the master of a ship is proposed to be deleted and simultaneously substituted by the new instrument relating to order of land use change or conversion.

Article 13 of the Schedule to the Rajasthan Stamp Act, 1998 is proposed to be amended to prescribe different rates of stamp duty for the Awards relating to immovable property and movable properties.

With a view to clearly define the instruments of cancellation and the stamp duty payable thereon, the Article 16 of the Schedule to the Rajasthan Stamp Act, 1998 is proposed to be amended.



Article 21 of the Schedule to the Rajasthan Stamp Act, 1998 is proposed to be amended to prescribe different rates of stamp duty for the instrument of Transferable Development Rights (TDR) when issued in favour of the land owner himself and when such TDR is further transferred. Two new clauses (v) and (vi) are also proposed to be added in Article 21 for making provisions of stamp duty on Debt Assignments in respect of performing assets and non-performing assets.

For the purpose of the making provisions according to new Arms Rules, 2016, Article 35-A of the Schedule to the Rajasthan Stamp Act, 1998 relating to the arms or ammunitions licences is proposed to be amended.

For the purpose of reclassifying the various instruments of power of attorney and prescribing rates of stamp duty thereon, the Article 44 of the Schedule to the Rajasthan Stamp Act, 1998 is proposed to be amended.

For the purpose of reclassifying the various instruments of security bond and prescribing rates of stamp duty thereon, the Article 50 of the Schedule to the Rajasthan Stamp Act, 1998 is proposed to be amended.

For the purpose of adding new instrument of "Security receipts" in the Schedule to the Rajasthan Stamp Act, 1998 and prescribing stamp duty thereon, a new Article 50-A is proposed to be added.

## **2. THE RAJASTHAN ELECTRICITY (DUTY) ACT, 1962**

Presently the State Government has power to grant exemption from payment of Electricity Duty. However, there is no provision for rebate on electricity duty payable by consumer. Keeping this objective in view, it is proposed to insert a new section 8B in the Rajasthan Electricity (Duty) Act, 1962 to allow a rebate upto the full amount of electricity duty payable by such consumers as may be specified by the Government.

## **3. THE RAJASTHAN GOODS AND SERVICES TAX ACT, 2017**

The Rajasthan Goods and Services Tax Act, 2017 was enacted to make a provision for levy and collection of tax on *intra-State* supply of goods or services or both by the State of Rajasthan.

The proposed amendments in the Rajasthan Goods and Services Tax Act, 2017, *inter alia*, provides for the following, namely:—

Clause 12 of the Bill seeks to substitute definition of "Input Service Distributor" provided in clause (61) of section 2 of the Rajasthan Goods and Services Tax Act, 2017. It pertains to the inclusion of invoices issued on reverse charge basis in clause (61) of section 2. This amendment mandates the invoices issued on reverse charge basis within the mechanism of input service distributor for the distribution of Input Tax Credit from the head office to its branches exclusively.

Clause 13 of the Bill seeks to substitute the manner of distribution of credit by input service distributor provided in section 20 of the Rajasthan Goods and Services Tax Act, 2017 so as to provide clarity regarding distribution of Input Tax Credit by input service

distributor. Proposed amendment mandates for the distribution of Input Tax Credit on services through input service distributions mechanism only.

Clause 14 of the Bill seeks to insert a new section 122A in the Rajasthan Goods and Services Tax Act, 2017. Section 122A has been inserted in relation to impose penalty for not to register certain specified machines used to manufacture specified goods as notified under section 148 of the Rajasthan Goods and Services Tax Act, 2017.

#### **4. THE RAJASTHAN VALUE ADDED TAX ACT, 2003**

As a result of enactment of the Rajasthan Good and Services Tax Act, 2017, the Rajasthan Value Added Tax Act, 2003 had been repealed except in respect of goods included in entry 54 of the State list of the Seventh Schedule to the Constituion. Hence, value added tax is leviable on six goods namely, petroleum crude, high speed diesel, motor spirit commonly known as petrol, natural gas, aviation turbine fuel and alcoholic liquor for human consumption. Consequently all the entries falling under Schedules I, III and IV got repealed and most of the entries in the Schedules II, V and VI appended to the Act also got repealed. Therefore, it is expedient to remove all the redundant Schedules under which no entries exist as of now and to substitute them by two fresh Schedules.

In view of this, all the existing Schedules appended to the Rajasthan Value Added Tax Act, 2003 deserve to be substituted by the Schedules containing the entries relevant to the above six goods. Besides, for this reason, sections 3, 4 and 8 of the Act needs to be amended *mutatis mutandis*. Therefore, existing sections 3, 4 and 8 of the Act and Schedules and entries thereto of the Act are proposed to be amended accordingly.

The Bill seeks to achieve the aforesaid objectives.

Hence the Bill.

**भजन लाल शर्मा,**  
**Minister Incharge.**

**संविधान के अनुच्छेद 207 के खण्ड (1) के अंतर्गत माननीय**

**राज्यपाल महोदय की सिफारिश**

**[सं.प. 12(26)वित्त/कर/2024 दिनांक 10.07.2024**

**प्रेषक:श्री भजन लाल शर्मा, प्रभारी मंत्री, प्रेषिती: प्रमुख सचिव, राजस्थान विधान सभा, जयपुर]**

राजस्थान के राज्यपाल महोदय ने राजस्थान वित्त विधेयक, 2024 की विषयवस्तु से अवगत होने के पश्चात् भारत के संविधान के अनुच्छेद 207 के खण्ड (1) के अधीन उक्त विधेयक को राजस्थान विधान सभा में पुरःस्थापित और प्रचालित किये जाने की सिफारिश की है।

**EXTRACTS TAKEN FROM THE RAJASTHAN STAMP ACT, 1998  
(ACT NO. 14 OF 1999)**

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2. **Definitions.-** In this Act, unless there is something repugnant in the subject or context,-

(i) to (xxxv)

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(xxxvi) "**Stamp**" means any mark, seal, certificate or endorsement by any agency or person duly authorised by the State Government, and includes an adhesive or impressed stamp, for the purposes of duty chargeable under this Act;

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3. **Instrument chargeable with duty.-** Subject to the provisions of this Act and the exemptions contained in the Schedule, the following instruments shall be chargeable with duty of the amount indicated in the Schedule as the proper duty therefore respectively, that is to say,-

- (a) every instrument mentioned in that Schedule, which not having been previously executed by any person, is executed in the State on or after the date of commencement of this Act;
- (b) every instrument mentioned in that Schedule, which, not having been previously executed by any person, is executed out of the State on or after the said date, relates to any matter or thing done or to be done in the State and is received in the State, or relates to any property situate in the State:

Provided that no duty shall be chargeable in respect of, -

- (i) any instrument executed by or on behalf of, or in favour of, the Government in cases where, but for this exemption, the Government would be liable to pay the duty chargeable in respect of such instrument;
- (ii) any instrument for the sale, transfer or other disposition, either absolutely or by way of mortgage or otherwise, of any ship or vessel, or any part, interest, share or property of or in any ship or vessel registered under the Merchant Shipping Act, 1958 (Act No. 44 of 1958), as amended by subsequent Acts.

4. to 29.

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**30. Facts affecting duty to be set forth in instruments-**

(1)

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(2) In the case of instruments relating to immovable property chargeable with an ad valorem duty on the market value of the property, the instrument shall fully and truly set forth the land revenue in the case of revenue paying land, the annual rental or gross assets, if any, in the case of other immovable property, the local rates, municipal or other taxes, if any, to which such property may be subject, and any other particulars which may be prescribed by rules made under this Act.

31. to 38. XX XX XX

**39. Instruments not duly stamped inadmissible in evidence, etc.-** No instrument chargeable with duty under this Act shall be admitted in evidence for any purpose by any person having by law or consent of parties authority to receive evidence, or shall be acted upon, registered or authenticated by any such person or by any public officer, unless such instrument is duly stamped:

Provided that,-

(a) any such instrument shall, subject to all just exceptions, be admitted in evidence on payment of, -

(i) XX XX XX XX

(ii) a penalty at the rate of two percent of the amount of the deficient duty per month or part thereof for the period during which the instrument remained insufficiently stamped or twenty five percent of the deficient stamp duty, whichever is higher, but such penalty shall not exceed to two times of the deficient stamp duty.

(b) to (f) XX XX XX XX XX

40. to 43. XX XX XX

**44. Collector's power to stamp instrument impounded-**

(1) When the Collector,-

(a) XX XX XX XX XX

(b) receives any instrument sent to him under sub-section (2) of section 42, and such instrument is chargeable with a duty under this Act, he shall adopt the following procedure,-

(i) XX XX XX XX XX

(ii) if he is of opinion that such instrument is chargeable with duty and is not duly stamped, he shall require the payment of proper duty or the amount required to make up the same, together with a penalty at the rate of two percent of the amount of the deficient duty per month or part thereof for the period during which the instrument remained unstamped or insufficiently stamped or twenty five percent of the deficient stamp duty, whichever is higher, but not exceeding two times of the deficient stamp duty:

*Provided* that, when such instrument has been impounded only because it has been written in contravention of section 13 or section 14, the Collector may, if he thinks, fit, remit the whole penalty prescribed by this section.

(2) and (3) XX XX XX XX XX

45. to 52-A. XX XX XX

**52-B. Revision by the Inspector General of Stamp.-** (1) The Inspector General of Stamp may *suo motu* or otherwise, call for and examine the record of any proceeding under Chapter III, IV and V of this Act, and if he considers that any order passed therein by Collector is either erroneous or prejudicial to the interest of the State revenue, he may, after

having made or after having caused to be made such enquiry as he considers necessary, and after having given to the party concerned a reasonable opportunity of being heard, pass such order or issue such direction as he deems proper under the circumstances of the case.

(2) XX	XX	XX	XX	XX
53. to 57.	XX	XX		XX
<b>58. Allowance for spoiled stamps-</b>	XX		XX	XX
(a) to (c)	XX	XX	XX	XX
(d) The stamp used for an instrument executed by any party thereto which,-				
(i) to (ix)	XX	XX	XX	XX
XX	XX	XX		XX

### THE SCHEDULE (See section 3)

Description of Instrument		Proper Stamp Duty
1		2
1	<b>Acknowledgement</b> of a debt exceeding twenty rupees in amount or value, written or signed by or on behalf of a debtor in order to supply evidence of such debt in any book (other than a banker's pass-book) or on a separated piece of paper when such book or paper is left in the creditors possession:  Provided that such acknowledgment does not contain any promise to pay the debt or any stipulation to pay interest or to deliver any goods or other property.	Ten rupees
2.	<b>Administration bond</b> including a bond given under sections 291, 375 and 376 of the Indian Succession Act, 1925 (Act No. 39 of 1925), or under section 6 of the Government Savings Bank Act, 1873 (Act No. 5 of 1873).	Two percent of the value of the bond
3. to 4.	XX	XX
5.	<b>Agreement or memorandum of an agreement—</b>	
(a)	if relating to the sale of a bill of exchange;	Ten rupees.
(b)	if relating to the sale of a Government security or share in an incorporated company or other body corporate;	Subject to a maximum of two hundred rupees., ten rupees for every Rs. 10,000/- or part thereof, of the value of the security or share.

(c) if relating to purchase or sale of an immovable property, when possession is neither given nor agreed to be given;	Three percent of the total consideration of the property as set forth in the agreement or memorandum of an agreement:- Provided that the stamp duty paid on such agreement shall at the time of execution of a conveyance in pursuance of such agreement subsequently be adjusted towards the total amount of duty chargeable on the conveyance if such conveyance deed is executed within five years from the date of agreement.
(d) if relating to secure the repayment of a loan or debt made by a bank or Finance Company;	0.25% of the amount of loan or debt.
(e) if relating to giving authority or power to a promoter or a developer, by whatever name called, for construction on, or development of, or sale or transfer (in any manner whatsoever) of, any immovable property;	The same duty as on conveyance (No 21.) on the market value of the property. Provided that the provisions of section 51 shall, <i>mutatis mutandis</i> , apply to such agreement or memorandum of an agreement as they apply to an instrument under that section :  Provided further that if the proper stamp duty is paid under clause (eee) of Article 44 on a power of attorney executed between the same parties in respect of the same property then, the stamp duty under this Article shall be one hundred rupees.
(f) if relating to any advertisement made for promotion of any product or program or event with an intention to make profits or business out of it,-	0.25% of the amount agreed in the contract, subject to a minimum of rupees five hundred and maximum of rupees twenty five thousand.
(ff) If relating to conferring exclusive rights of telecasting, broadcasting or exhibition of an event or film,-	
(i) if the amount agreed does not exceed rupees ten lacs;	Two rupees and fifty paise for every rupees 1,000 or part thereof on the amount agreed in the contract subject to minimum of rupees 100.
(ii) in any other case	Five rupees for every rupees 1,000 or part thereof on the amount agreed in the contract.
(g) XX	XX XX XX XX
(a) <b>Exemption :</b> XX	XX XX XX XX

6. to 7.	XX	XX	XX
8. <b>Appraisement or valuation</b> made otherwise than under an order of the court in the course of a suit,-			
(a) Where the amount does not exceed Rs. 1,000/-		The same duty as on a bond (No. 14) for such amount.	
(b) in any other case		One hundred rupees.	
<b>Exemptions :</b>			
(a) Appraisement or valuation made for the information of one party only and not being in any manner obligatory between parties either by an agreement or operation of law; or			
(b) Appraisement of crops for the purpose of ascertaining the amount to be given to a landlord as rent.			
9. <b>Apprenticeship-deed:</b> including every writing relating to the service or tuition of any apprentice, clerk or servant, placed with any master to learn any profession, trade or employment.		Forty rupees.	
10. to 12.	XX	XX	XX
13. <b>Award</b> , that is to say, any decision in writing by an arbitrator or umpire not being an award directing a partition, on a reference made otherwise than by an order of the court in the course of a suit,-			
(a) Where the amount or value of the property to which the award relates as set forth in such award does not exceed Rs. 1,000/-.		The same duty as on a bond (No. 14) for same amount.	
(b) In any other case		One hundred rupees.	
14.	XX	XX	XX
15. <b>Bottomry Bond</b> , that is to say, any instrument whereby the master of a seagoing ship borrows money, on the security of the ship to enable him to preserve the ship or prosecute her voyage.		The same duty as on a bond (No. 14) for same amount.	
16. <b>Cancellation-Instrument</b> (including any instrument by which any instrument, previously executed is cancelled), if attested and not otherwise provided for.		One hundred rupees	
17. and 18.	XX	XX	XX
19. <b>Charter party</b> , that is to say any instrument (except an agreement for the hire of a tug steamer) whereby a vessel or some specified principal part thereof is let for the specified purposes of the charterer, whether it includes a penalty clause or not.		Fifty rupees.	
20.	XX	XX	XX

21. **Conveyance** as defined by section 2 (xi),—

- |   |  |
|---|--|
| (i) if relating to immovable property.  | Eleven percent of the market value of the property.  |
| (ii) if relating to movable property.   | Half (0.5) percent of the market value of the property.  |
| (iii) if relating to the order under sections 232, 233 or 234 of the Companies Act, 2013 (Central Act No. 18 of 2013) or section 44-A of the Banking Regulation Act, 1949 (Central Act No. 10 of 1949) in respect of amalgamation, demerger or reconstruction of a company. | <p>(i) an amount equal to four percent of the aggregate amount comprising of the market value of share issued or allotted or cancelled in exchange of or otherwise, or on the face value of such shares, whichever is higher and the amount of consideration, if any paid for such amalgamation, demerger or reconstruction, or</p> <p>(ii) an amount equal to four percent of the market value of the immovable property situated in the State of Rajasthan of the transferor company, whichever is higher.</p> |
| (iv) if relating to Transferable Development Rights (TDR)   | Five percent on the market value of the Transferable Development Rights equal to the market value of the corresponding portion of the property leading to such Transferable Development Rights, which is the subject matter of conveyance; or consideration for such conveyance; whichever is higher.  |

<b>Exemption :-</b> XX	XX	XX	XX	XX
<b>Explanation : (i)</b> XX	XX	XX		XX
<b>Explanation : (ii)</b> XX	XX	XX		XX

22. **Copy or extract** certified to be a true copy or extract, by or by order of any public officer and not chargeable under the law for the time being in force relating to court fees,

- |  |                     |
|--|---------------------|
| (i) if the original was not chargeable with duty or if the duty with which it was chargeable does not exceed one rupee,- | Three rupees.       |
| (ii) in any other case   | One hundred rupees. |

**Exemptions:**

- (a) Copy of any paper which a public officer is expressly required by law to make or furnish for record in any public office for any public purpose;
- (b) Copy of, or extract from, any register relating to births, baptisms, namings, dedications, marriages, divorces, deaths or burials.



<b>23. Counterpart or duplicate</b> of any instrument chargeable with duty and in respect of which the proper duty has been paid—	
(a) if the duty with which the original instrument is chargeable does not exceed three rupees.	The same duty as is payable on the original.
(b) in any other case.	One hundred rupees.
<b>Exemption:</b> Counterpart of any lease granted to a cultivator when such lease is exempted from duty.	
24. to 25. XX	XX XX
<b>26. Delivery order in respect of goods excluding delivery order in respect of settlement of transactions in securities in stock exchange,</b> that is to say, any instrument entitling any person therein named or his assigns or the holder thereof, to the delivery of any goods lying in any warehouse in which goods are stored or deposited on rent or hire, such instrument being signed by or on behalf of the owner of such goods, upon the sale or transfer of the property therein, when such goods exceed in value twenty rupees.	Ten rupees.
<b>27. Divorce-</b> Instrument of, that is to say, any instrument by which any person effects the dissolution of his marriage.	Fifty rupees.
28. to 35. XX	XX XX
<b>35-A. Licence</b> relating to arms or ammunitions that is to say, document evidencing the licence or renewal of licence relating to arms or ammunitions under the provisions of the Arms Act, 1959 (Central Act no. 54 of 1959),-	
(a) Licence relating to following arms:-	
(i) Revolvers or pistols	Five thousand rupees
(ii) Rifles	One thousand five hundred rupees
(iii) DBBL Weapons	One thousand rupees
(iv) SBBL Weapons	One thousand rupees
(v) ML Weapons	Five hundred rupees
(b) Licence relating to arms or ammunitions on following Forms as set out in Schedule III to the Arms Rules, 1962:-	
(i) Form XI	Ten thousand rupees
(ii) Form XII	Ten thousand rupees
(iii) Form XIII	Five thousand rupees
(iv) Form XIV	Three thousand rupees

(c)Renewal of licence relating to following arms:-

(i) Revolvers or pistols	Two thousand rupees
(ii) Rifles	Seven hundred fifty rupees
(iii)DBBL Weapons	Five hundred rupees
(iv) SBBL Weapons	Five hundred rupees
(v) ML Weapons	One hundred rupees

(d) Renewal of licence relating to arms or ammunicions on following Forms as set out in Schedule III to the Arms Rules, 1962:-

(i) Form XI	Three thousand rupees
(ii) Form XII	Three thousand rupees
(iii) Form XIII	Two thousand rupees
(iv) Form XIV	One thousand rupees

35-B. to 36. XX XX XX

**37. Mortgage deed,** not being an agreement relating to deposit of title-deeds, pawn or pledge (No. 6) mortgage of a crop (No. 38), security bond (No. 50) :

- |   |  |
|---|--|
| (a) When possession of the property or any part of the property comprised in such deed is given by the mortgagor or agreed to be given. | The same duty as on conveyance (No 21) for a consideration equal to the amount secured by such deed. |
| (b) When possession is not given or agreed to be given as aforesaid.  | The same duty as on a bond [(No 14)] for the amount secured by such deed.                            |

**Explanation:** A mortgagor, who gives to the mortgagee a power of attorney to collect rents or a lease of the property mortgaged or part thereof, is deemed to give possession within the meaning of this article.

(c) When a collateral or auxiliary or additional or substituted security or by way of further assurance for the above-mentioned purpose where the principal or primary security is duly stamped,-

For every sum secured not exceeding Rs. 1,000/- Twelve rupees.

and for every Rs. 1,000/- or part Twelve rupees.  
thereof secured in excess Rs. 1,000/-.

**Exemptions :**

(1) Instruments, executed by agriculturist taking advances from the Government or by their sureties as security for the repayment of such advance.

(2) Letter of hypothecation accompanying a bill of exchange.

**38. Mortgage of a crop,** including any Two rupees  
instrument evidencing an agreement to  
secure the re-payment of a loan made  
upon any mortgage of a crop, whether the  
crop is not in existence at the time of  
mortgage.

**39. Notarial Act,** that is to say, any Ten rupees.  
instrument, endorsement, note,  
attestation, certificate or entry not being a  
Protest (No. 45) made or signed by a  
Notary Public in the execution of the  
duties of his office or by any other person  
lawfully acting as Notary Public.

40. XX XX XX

**41. Note of protest by the master of a ship.** Ten rupees.  
see also Protest by the master of a ship  
(No. 46). Pawn or Pledge, see agreement  
relating to deposit of title-deeds, pawn or  
pledge (No. 6).

42. to 43. XX XX XX

**44. Power of Attorney:-** (as defined by  
section 2 (xxx), not being a proxy :

(a) When executed for the sole purpose One hundred rupees.  
of procuring the registration of one or  
more documents in relation to a single  
transaction or for admitting execution  
of one or more such documents;

(b) when authorising one person or more One hundred rupees.  
to act in single transaction other than  
the case mentioned in clause (a);

(c) when authorising not more than five Two hundred rupees  
persons to act jointly and severally in  
more than one transaction or  
generally;

(cc) [xxx]

- (d) when authorising more than five persons but not more than ten persons to act jointly and severally in more than one transaction or generally; Two hundred rupees
- (e) when given for consideration and authorising the attorney to sell any immovable property; The same duty as on conveyance (No 21) for the amount of the consideration.
- (ee) When power of attorney is given without consideration to sell immovable property to—
- (i) the father, mother, brother, sister, wife, husband, son, daughter, grandson or grand-daughter of the executant. Two thousand rupees.
- (ii) Any other person. Two percent of the market value of the property, which is the subject matter of power of attorney:
- Provided that** the stamp duty paid on such power of attorney shall at the time of execution of a conveyance in pursuance of such power of attorney subsequently be adjusted toward the total amount of duty chargeable on the conveyance if such conveyance deed is executed within three years from the date of power of attorney.
- (eee) when given to promoter or developer by whatever name called, for construction on, or development of, or sale or transfer (in any manner whatsoever) of, any immovable property. The same duty as on conveyance (No 21) on the market value of the property:
- Provided that** the provisions of section 51 shall, *mutatis mutandis*, apply to such an instrument of power of attorney as they apply to a conveyance under that section :
- Provided further that** when proper stamp duty is paid under clause (e) of Article 5 on an agreement or memorandum of an agreement executed between the same parties and in respect of the same property, the duty chargeable under this clause shall be rupees one hundred.
- (f) in any other case. Fifty rupees for each person authorised.

**N.B.-**The term 'Registration' includes every operation incidental to registration under the Indian Registration Act, 1908 (Act No. 16 of 1908).

**Explanation :** For the purpose of this Article more persons than one when belonging to the same firm shall be deemed to be one person.

**45. Protest of Bill or Note,** that is to say, any declaration in writing made by a Notary Public or other person lawfully acting as Ten rupees.

such, attesting the dishonor of a Bill of Exchange or Promissory Note.

- 46. Protest by the master of a ship,** that is to say, any declaration of the particulars of her voyage drawn up by him with a view to the adjustment of losses or the calculation of averages, and every declaration in writing made by him against the characters or the consignees for not loading or unloading the ship, when such declaration is attested or certified by the Notary Public or other person lawfully acting as such. See also Note of Protest by the master of a ship. (No. 41)

Ten rupees.

**47. Re-conveyance of mortgaged Property:**

- (a) if the consideration for which the property was mortgaged does not exceed Rs. 1,000/-.  
(b) in any other case.

The same duty as on conveyance (No 21) for the amount of such consideration as set forth in the re-conveyance.

One hundred rupees.

48. and 49. XX

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**50. Security Bond or Mortgage-deed,** executed by way of security for the due execution of an office, or to account for money or other property, received by virtue thereof, or executed by a surety to secure the due performance of a contract or the due discharge of a liability.

Subject to a minimum of rupees two hundred, half (0.5) percent of the amount secured.

**Exemption :** Bond or other instrument when executed,—

- (a) by any person for the purpose of guaranteeing that the local income derived from private subscriptions to a charitable dispensary or hospital or any other object of public utility shall not be less than a specified sum per mensem;  
(b) by agriculturists taking advances from the Government or by their sureties as security for the re-payment of such advances;  
(c) by officers of Government or their sureties to secure the due execution of an office or the due accounting for money or other property received by virtue thereof.

**51.Settlement—**

(A) Instrument of, including a deed of dower,—

- (i) where the settlement is made for a religious or charitable purpose;  
(ii) in any other case,—

The same duty as on bond (No 14) for a sum equal to the amount settled or the market value of the property settled.

(i) in respect of immovable property, The same duty as on conveyance [No 21(i)] for a sum equal to the market value of the immovable property settled; and

(ii) in respect of other property or amount, the same duty as on bond (no 14) for a sum equal to the amount settled or the market value of the property settled:

Provided that where an agreement to settle is stamped with the stamp required, for an instrument of settlement and an instrument of settlement in pursuance of such agreement is subsequently executed, the duty on such instrument shall not exceed one hundred rupees :

Provided further that where an instrument of settlement contains any provision for the revocation of the settlement, the amount or the value of the property settled shall, for the purposes of duty, be determined, as if no such provisions were contained in the instrument.

**Exemption :** Deed of dower executed on the occasion of or in connection with, marriage between Mohammedans, executed before or after the marriage.

(B) Revocation of,-

(i) in respect of settlement described in sub-clause (i) of clause (A);

The same duty as on Bond (No. 14) for a sum equal to the amount settled or the market value of the property concerned as set forth in the instrument of revocation, but not exceeding fifty rupees.

(ii) in respect of settlement described in sub-clause (ii) of clause (A).

(i) in respect of immovable property, the same duty as on conveyance [No 21 (i)] for a consideration equal to the market value of the immovable property concerned, and

(ii) in respect of other property or amount, the same duty as on bond (No 14) for a consideration equal to the amount settled in the instrument of revocation or the market value of the property concerned, but not exceeding five thousand rupees.

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**53. Shipping order** for or relating to the conveyance of goods on board of any vessel.

Ten rupees.

**54. Surrender of lease :**

One hundred rupees.

**Exemption:** Surrender of lease when such lease is exempted from duty.

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**56. Trust —**

(A) **Declaration of—** of, or concerning, any property when made by any writing not being a Will,—

(a) where there is disposition of property,—

(i) where the Trust is made for a religious or charitable purpose;	The same duty as on a bond (No 14) for a sum equal to the amount settled or the market value of the property settled.
(ii) in any other case.	(i) in respect of immovable property, the same duty as on conveyance [No 21 (i)] for a sum equal to the market value of the immovable property settled; and (ii) in respect of other property or amount, The same duty as on bond (No 14) for a sum equal to the amount settled or the market value of the property settled.
(b) Where there is no disposition of property.	The same duty as on bond (No 14) for a sum equal to the amount or value of the property concerned but not exceeding sixty rupees.
(B) <b>Revocation of</b> — of, or concerning, any property when made by any instrument other than a Will.	The same duty as on bond (No 14) for a sum equal to the amount or value of the property concerned but not exceeding fifty rupees.
<b>57. Warrant for goods</b> that is to say any instrument evidencing the title of any person therein named or his assigns, or the holder thereof to the property in any goods lying in or upon any deck (warehouse) or where such instrument being signed or certified by or on behalf of the person in whose custody such goods may be.	Ten rupees.
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## EXTRACTS TAKEN FROM THE RAJASTHAN GOODS AND SERVICES TAX ACT, 2017

(Act No. 9 of 2017)

XX	XX	XX	XX
<b>2. Definitions.</b> — In this Act, unless the context otherwise requires,—			
(1) to (60)	XX	XX	XX
(61) “Input Service Distributor” means an office of the supplier of goods or services or both which receives tax invoices issued under section 31 towards the receipt of input services and issues a prescribed document for the purposes of distributing the credit of central tax, State tax, integrated tax or Union territory tax paid on the said services to a supplier of taxable goods or services or both having the same Permanent Account Number as that of the said office;			
(62) to (120)	XX	XX	XX
XX	XX	XX	XX

**20. Manner of distribution of credit by Input Service Distributor.-** (1) The Input Service Distributor shall distribute the credit of State tax as State tax or integrated tax and integrated tax as integrated tax or State tax, by way of issue of document containing the amount of input tax credit being distributed in such manner as may be prescribed.

(2) The Input Service Distributor may distribute the credit subject to the following conditions, namely:-

(a) the credit can be distributed to the recipients of credit against a document containing such details as may be prescribed;

(b) the amount of the credit distributed shall not exceed the amount of credit available for distribution;

(c) the credit of tax paid on input services attributable to a recipient of credit shall be distributed only to that recipient;

(d) the credit of tax paid on input services attributable to more than one recipient of credit shall be distributed amongst such recipients to whom the input service is attributable and such distribution shall be pro rata on the basis of the turnover in a State or turnover in a Union territory of such recipient, during the relevant period, to the aggregate of the turnover of all such recipients to whom such input service is attributable and which are operational in the current year, during the said relevant period;

(e) the credit of tax paid on input services attributable to all recipients of credit shall be distributed amongst such recipients and such distribution shall be pro rata on the basis of the turnover in a State or turnover in a Union territory of such recipient, during the relevant period, to the aggregate of the turnover of all recipients and which are operational in the current year, during the said relevant period.

**Explanation.-** For the purposes of this section,-

(a) the “relevant period” shall be-

(i) if the recipients of credit have turnover in their States or Union territories in the financial year preceding the year during which credit is to be distributed, the said financial year; or

(ii) if some or all recipients of the credit do not have any turnover in their States or Union territories in the financial year preceding the year during which the credit is to be distributed, the last quarter for which details of such turnover of all the recipients are available, previous to the month during which credit is to be distributed;

(b) the expression “recipient of credit” means the supplier of goods or services or both having the same Permanent Account Number as that of the Input Service Distributor;



(c) the term “turnover”, in relation to any registered person engaged in the supply of taxable goods as well as goods not taxable under this Act, means the value of turnover, reduced by the amount of any duty or tax levied [under entries 84 and 92A] of List I of the Seventh Schedule to the Constitution and entry 51 and 54 of List II of the said Schedule.

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**EXTRACTS TAKEN FROM THE RAJASTHAN VALUE ADDED TAX ACT, 2003  
(Act No. 4 of 2003)**

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**1. and 2.**

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**3. Incidence of tax.**

(1) XX

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Notwithstanding anything contained in sub-section (1) a dealer other than those specified in clause (a) of sub-section (1) or the dealer or class of dealers as may be notified by the State Government, who purchases goods from a registered dealer of the State and sells, such goods or goods manufactured from such goods within the State, may opt for payment of tax on his turnover excluding the turnover of the goods specified in Schedule I, at the rate as may be notified under sub-section (3) of section 4, subject to the condition that annual turnover of such dealer does not exceed-

(i) rupees fifty lacs, in case of a dealer specified in clause (b) of sub-section (1); and

(ii) rupees seventy five lacs, in case of other dealers.

(3) to (6) XX

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**4. Levy of tax and its rate.** – (1) Subject to the other provisions of this Act and the provisions of the Central Sales Tax Act, 1956 (Central Act No. 74 of 1956), the tax payable by a dealer under this Act, shall be at such point or points, as may be prescribed, in the series of sales by successive dealers and shall be levied on the taxable turnover of sale of goods specified in Schedule III to Schedule VI at the rate mentioned against each of such goods in the said Schedules.

(2) Every dealer who in the course of his business purchases any good other than exempted goods in the circumstances in which no tax under sub-section (1) is payable on the sale price of such goods and the goods are disposed off for the purpose other than those specified in clause (a) to (g) of sub-section (1) of section 18, shall be liable to pay tax on the purchase price of such goods at the rate mentioned against each of such goods in

Schedule–III to Schedule VI of the Act.

(3) and (4)                      XX                                      XX                                      XX                                      XX

(5) Subject to such conditions as it may impose, the State Government may, if it considers necessary so to do in the public interest, by notification in the Official Gazette, add to or omit from, or otherwise amend or modify the Schedules, prospectively or retrospectively, or reduce the rate of tax payable in respect of any goods and thereupon the Schedule shall be deemed to have been amended accordingly.

(6) and (7)                      XX                                      XX                                      XX                                      XX

5. to 7.                              XX                                      XX                                      XX                                      XX

**8. Exemption of tax.** – (1) The goods specified in the Schedule–I shall be exempt from tax, subject to such conditions as may be specified therein.

(2) Subject to such conditions as it may impose, the State Government may, if it considers necessary so to do in the public interest, by notification in the Official Gazette, add to or omit from, or otherwise amend or modify the Schedule–I, prospectively or retrospectively, and thereupon the Schedule shall be deemed to have been amended accordingly.

(3) to (5)                              XX                                      XX                                      XX                                      XX

9. to 100.                              XX                                      XX                                      XX                                      XX

**XX                                      XX                                      XX                                      XX**

**SCHEDULES APPENDED TO THE RAJASTHAN VALUE ADDED TAX ACT,  
2003  
SCHEDULE I**

[See sub-section (1) of section 8]  
**Goods, the Sales or Purchase of which are  
Exempt from Tax**

S.No.	Description of Goods	Conditions, if
1	2	3
1. to 162.	XX                                      XX                                      XX	

**SCHEDULE II**  
[See sub-section (3) of section 8]  
**Exemption to Persons or Class of Persons**

S.No.	Exemptions to person or Class of persons	Conditions, if any
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1	2	3
1.	United Nations Organisation and its constituent agencies	
2.	Foreign Diplomatic Missions and their diplomats	
3.	Aviation turbine fuel to any Airlines establishing 'HUB' in the State.	
4.	(i) Canteen Stores Department, or (ii) Regimental or Unit-run canteens attached to Military units."	
5.	Rajasthan State Road Transport Corporation	
6.	Indian Railways.	
7.	XX XX XX	
8.	Rajasthan Rajya Vidyut Utpadan Ltd., Rajasthan Rajya Vidyut Prasaran Ltd., Ajmer Vidyut Vitaran Nigam Ltd., Jaipur Vidyut Vitaran Nigam Ltd., Jodhpur Vidyut Vitaran Nigam Ltd.	
9. to 23.	XX XX XX	
24.	Airlines which for the first time connect cities of the State having no air service.	
25.	Registered Flying Clubs set up for training.	
26. to 30.	XX XX XX	
31.	BSF canteens in Rajasthan.	
32. to 34.	XX XX XX	
35.	Dealers having license for retail off, issued by the Excise Department, Government of Rajasthan.	
36. to 42.	XX XX XX	
43.	(i) Jaipur City Transport Service Limited (ii) Ajmer City Transport Service Limited	

44.	XX	XX	XX	
47.	CISF canteens in Rajasthan			
48.	CRPF canteens in Rajasthan			
49. to 51.	XX	XX	XX	
52.	Registered dealers selling High and Light Speed Diesel Oil in the State.			
53. to 63.	XX	XX	XX	
64.	M/s. Rajasthan State Beverages Corporation Limited, Jaipur			
65. and 66.	XX	XX	XX	
67.	Registered dealers selling Aviation Turbine Fuel to any airline which operates commercial flights in and/or from the state of Rajasthan.			
68. to 75.	XX	XX	XX	
76	Dealers having license for retail sale of country liquor issued by the Excise Department, Government of Rajasthan.			
77.	Registered dealers having retail outlets of petroleum companies			
78.	Registered dealers selling Aviation Turbine Fuel at RCS Airport located within the State to airline operator which operates RCS Flight as defined in "Regional Connectivity Scheme- UDAN" issued by Ministry of Civil Aviation, Government of India			
79. and 80.	XX	XX	XX	
81.	Registered dealers selling High Speed Diesel to manufacturers and works contractors and those engaged in mining, who are registered under the Rajasthan Goods and Service Tax Act, 2017(Act No.9 of 2017)			
82.	M/s Rajasthan State Ganganagar Sugar Mills Ltd.			

**SCHEDULE III**  
[See section 4]  
**Goods Taxable at 1%**

S.No.	Description of Goods	Rate of tax %	Conditions, if any
1	2	3	4
1. to 8.	XX XX XX		

**SCHEDULE IV**  
[See section 4]  
**Goods Taxable at 5.5%**

S.No.	Description of Goods	Rate of Tax %	Conditions, if
1	2.	3.	4.
1. to 228.	XX XX XX		

**SCHEDULE V**  
(See Section 4)  
**Goods taxable at 14.5%**

S. No.	Description of Goods	Rate of Tax (%)	Conditions, if any
1.	2	3	4.
1. to 28.	XX XX XX		
29.	Gases liquefied or not, other than those specifically mentioned in any of the Schedules.	14.5	
30. to 77.	XX XX XX		

<b>78.</b>	Goods not covered in any other Schedule appended to the Act or under any notification issued under section 6 of the Act.	14.5	
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**SCHEDULE VI**  
**[See section 4(5)]**  
**Goods Taxable at Special Rates**

<b>S.No.</b>	<b>Description of Goods</b>	<b>Rate of Tax (%)</b>	<b>Conditions, if any</b>
<b>1.</b>	<b>2.</b>	<b>3.</b>	<b>4.</b>
1.	High and light speed diesel oil	17.30	
2.	XX XX XX		
3.	Foreign Liquor, Indian Made Foreign Liquor and Beer: (a) When sold to the dealers having retail off licenses issued by the Excise Department, Government of Rajasthan. (b) When sold to dealers/ persons not covered in (a) above.	30  20	
4.	XX XX XX		
5.	Petrol	29.04	
6.	XX XX XX		
7.	Petroleum Crude	5	
8. to 11.	XX XX XX		
12.	Aviation turbine fuel	26	
13. to 23.	XX XX XX		
24.	Country Liquor	10	
25.	Natural Gas in Liquefied or Gaseous state	10	

XX XX XX XX

XX XX XX XX